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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MICHAEL P. WENNIGER

Group Art Unit: 1654

Examiner: Unknown

Serial No.: 10/709,746

Filed: May 26, 2004

For: NUTRITIONAL WEIGHT LOSS AGENT AND METHOD

Attorney Docket No.: FUNU 0102 PUSP

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and § 1.97-1.98, the references listed and identified on the attached Forms PTO/SB08A and/or SB08B are being submitted herewith for consideration by the Examiner.

While this Statement is being filed in compliance with the duty of disclosure, citation of the attached references is not to be construed as an admission that any of the reference(s) are "material" as defined under 37 C.F.R. § 1.56(b).

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

August 18, 2004
Date of Deposit

Michael S. Brodbine
Name of Person Signing

[Signature]
Signature

Since the filing date of this application is after June 30, 2003, copies of the cited U.S. patent/application references have not been included. Consideration and entry into the record of these references is respectfully requested.

Respectfully submitted,

MICHAEL P. WENNIGER

By: 

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Date: August 18, 2004

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⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.